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Boston, Massachusetts 02109  
Tel. 617.542.2290 • Fax. 617. 451.0313  
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DATE: January 30, 2004

TO: Examiner Rosenberger      Fax No.: (703) 872 9306  
TC Art Unit: 2877

FROM: Charles L. Gagnebin III      No. of pages transmitted  
(including this page): 15

Our File: SCHSM-009XX      Time:

Your Ref:      Sent by: Leigha  
Application No. 10/002,398  
Filed Date: October 25, 2001


A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGE

**PLEASE DELIVER DIRECTLY TO:**  
**EXAMINER ROSENBERGER, Tel. (703) 308-4804**  
**TC ART UNIT NO: 2877**

**FOR ENTRY**

Enclosed for filing please find an: Amendment

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.

  
Attorney for Applicant: Charles L. Gagnebin III  
Registration No. 25,467

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Application No.: 10/002,398  
 Filed: October 25, 2001  
 TC Art Unit: 2877  
 Confirmation No.: 1040

Rev 12/03

**WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP**  
 Ten Post Office Square  
 Boston, Massachusetts 02109  
 Telephone: (617) 542-2290  
 Telecopier: (617) 451-0313

Via Facsimile

Date: January 30, 2004

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Attorney

Docket No.: SCHSM-009XX

Sir:

In re application of: Hans Pallingen

Entitled: PHOTO ELECTRIC MEASURING DEVICE

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17(e).  
☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ is hereby appointed Associate Attorney by:  
 Registration No.:

Attorney of Record:  
 Registration No.:

☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 3	= 0	x \$86.00 =	0
Total	8 - 30	= 0	x \$18.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$290.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$ ) for the cost of same.

- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Rosenberg, TC Art Unit 2877, Fax No. (703) 872 9306, on 1-30-04.

**SUBMIT IN TRIPLICATE**  
 301388

Attorney of Record: Charles L. Gagnebin III  
 Registration No.: 25,467

PATENT

Rev 12/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED  
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JAN 30 2004

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In re application : Hans Pallingen  
Application No. : 10/002,398  
Filed : October 25, 2001  
For : PHOTO ELECTRIC MEASURING DEVICE  
Confirmation No. : 1040  
Examiner : Richard A. Rosenberger  
Attorney's Docket : SCHSM-009XX

TC Art Unit: 2877

\*\*\*\*\*  
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(703)872 9306, on 1-30-4.

By: 

Charles L. Gagnebin III  
Registration No. 25,467  
Attorney for Applicant

\*\*\*\*\*

AMENDMENT

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated November 20, 2003  
please amend the above-identified patent application as follows.

WEINCARTEN, SCHURCIN,  
GAGNEBIN & LEDOVICI LLP  
TEL. (617) 542-2290  
FAX. (617) 431-0313